

IC 20-12-12

Chapter 12. Indiana Higher Education Telecommunications System

IC 20-12-12-1

Authority to use closed circuit telecommunications system; videotape program

Sec. 1. (a) The trustees of Indiana University, the trustees of Purdue University, the University of Southern Indiana board of trustees, Ball State University board of trustees, Indiana State University board of trustees, the board of trustees of Vincennes University, the board of trustees of Ivy Tech State College, and the board of directors of the independent colleges and universities of Indiana (referred to collectively in this chapter as the universities) are authorized, if they find the need exists for a broad dissemination of a wide variety of educational communications for the improvements and the advancement of higher educational opportunity, to jointly arrange from time to time, for a period not exceeding ten (10) years, for intelenet services under IC 5-21 and for the use of a multipurpose, multimedia, closed circuit, statewide telecommunications system furnished by communications common carriers subject to the jurisdiction of the utility regulatory commission to interconnect the main campuses and the regional campuses of the universities and centers of medical education and service.

(b) In addition to the closed circuit statewide telecommunications system described in subsection (a), the universities shall establish, in accordance with federal copyright law, a videotape program to provide for the advancement of higher education opportunity and individualized access to higher education programs. As part of the program, the universities may make available a wide variety of higher education courses in videotape form. The universities shall make the videotapes available to the public by any means of public or private distribution that they determine to be appropriate, including sale or lease. The universities may determine policy and establish procedures in order to administer this program. The universities shall maintain and keep current a listing of all videotapes.

(c) The transmission system shall be for the exclusive use of the universities. However, the universities may permit the use of the transmission system, or any portion of the transmission system, by others under section 4 of this chapter.

(Formerly: Acts 1967, c.358, s.1; Acts 1971, P.L.332, SEC.1; Acts 1972, P.L.167, SEC.1; Acts 1973, P.L.227, SEC.1.) As amended by P.L.218-1985, SEC.12; P.L.54-1986, SEC.2; P.L.234-1987, SEC.1; P.L.23-1988, SEC.109; P.L.5-1995, SEC.14.

IC 20-12-12-2

Specifications of system

Sec. 2. (a) The transmission system described in section 1(a) of

this chapter must be designed to permit the installation of additional capacity and coverage as accumulating communication needs of higher education may require. The system must be capable of transmitting high fidelity television signals, high fidelity sound signals, data signals for computer communications, and voice traffic, and must include control circuits.

(b) The arrangements for the use of the system may be upon terms and conditions as the universities determine are necessary, proper, or desirable.

(c) No plan or arrangements for the use of the telecommunications system may be adopted or entered into under this chapter without the specific approval of the governor, the state budget committee, and the state budget agency.

(Formerly: Acts 1967, c.358, s.2; Acts 1971, P.L.332, SEC.2.) As amended by P.L.234-1987, SEC.2.

IC 20-12-12-3

Administration and supervision of system and videotape program

Sec. 3. (a) The universities shall establish a coordinating unit or other body composed of persons that the universities select. This committee or other body has the authority to administer and supervise the use of the transmission system and the videotape program described in section 1 of this chapter as may be from time to time delegated to it by the universities. The universities shall have equal representation on the coordinating unit or body.

(b) There must also be an advisory council of representatives of users of the transmission system.

(Formerly: Acts 1967, c.358, s.3; Acts 1971, P.L.332, SEC.3.) As amended by P.L.234-1987, SEC.3.

IC 20-12-12-4

Use of system or videotape program by other entities

Sec. 4. (a) Any arrangements for the use of the telecommunications system or the videotape program described in section 1 of this chapter must provide that the universities, or any committee or other body established under section 3 of this chapter (if the power is so delegated to them), may permit any of the following entities to use the telecommunications system or the videotape program for educational purposes:

- (1) Institutions of higher education.
- (2) Governmental or public corporations or bodies.
- (3) Other corporations.
- (4) Partnerships.
- (5) Associations.
- (6) Trusts.
- (7) Limited liability companies.
- (8) Other persons.

(b) Any use permitted under this section is subject to the rules, regulations, fees, and charges as the universities, committee, or other body may prescribe.

(c) Each entity that uses the transmission system is responsible for the origination of the program to be transmitted by that entity and for the reception and utilization of the program at the destination.

(d) The payment of all costs in excess of the cost of the use of the transmission system facilities and the videotape program shall be borne by the parties using the system as agreed upon.

(Formerly: Acts 1967, c.358, s.4; Acts 1971, P.L.332, SEC.4.) As amended by P.L.234-1987, SEC.4; P.L.8-1993, SEC.263.

IC 20-12-12-5

Power to accept gifts and federal aid

Sec. 5. (a) In connection with the use of the telecommunications system, the videotape program described in section 1 of this chapter, or any other related matter, the universities may accept gifts or contributions from individuals, corporations, limited liability companies, partnerships, associations, trusts, or foundations and may accept funds under terms and conditions that the universities determine are necessary or desirable from any federal agency.

(b) The universities may enter into and carry out contracts and agreements in connection with this chapter.

(Formerly: Acts 1967, c.358, s.5; Acts 1971, P.L.332, SEC.5.) As amended by P.L.234-1987, SEC.5; P.L.8-1993, SEC.264.

IC 20-12-12-6

Higher education statewide telecommunications fund

Sec. 6. (a) A special and distinct fund is hereby created to be known as the higher education statewide telecommunications fund. Expenditures from the fund may be made only for the following:

(1) Payments by the universities for the use of a telecommunications system or the lease, purchase, rental, or production of a videotape program as provided in this chapter.

(2) Studies regarding the possibilities of extending the use of the telecommunications system described in section 1(a) of this chapter to other colleges and universities in Indiana and of extending the use of the system for post-high school and other educational uses.

(3) The expenses of coordinating, planning, and supervising the use of the telecommunications system, and the videotape program.

(4) Equipment for the originating and receiving of instructional communication and educational information by means of the telecommunications system and the videotape program.

(b) The state auditor shall pay, as needed, from the fund amounts to the trustees of Indiana University as agent for the universities. The trustees of Indiana University as the agent shall apply the funds to the payment of items as payment becomes due from the higher education statewide telecommunications fund.

(Formerly: Acts 1967, c.358, s.6; Acts 1971, P.L.332, SEC.6.) As amended by P.L.234-1987, SEC.6.